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FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE ATTORNEY DOCKET NO. 100564-00064 PATENT AND TRADEMARK OFFICE (REV 5-93) DATE: December 18, 2001 TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) U.S. APPLN, NO CONCERNING A FILING UNDER 35 U.S.C. 371 (IF KNOWN, SEE 37 C.F.R. 1.5) 09/889,592 INTERNATIONAL APPLICATION NO INTERNATIONAL FILING DATE PRIORITY DATE CLAIMED 3 February 1999 PCT/EP00/00877 3 February 2000 TITLE OF INVENTION: PROTEIN WITH CELL PROLIFERATION AND CELL DIVISION MODULATING ACTIVITY AND DNA ENCODING SUCH PROTEIN APPLICANT(S) FOR DO/EO/US: Ingvar M. FERBY, M. Angel Rodriguez NEBREDA This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. (THE BASIC FILING FEE IS ATTACHED) This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371. This express request to begin national examination procedures [35 U.S.C. 371(f)] at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1). A proper demand for International Preliminary Amendment was made by the 19th month from the earliest claimed priority date. ☐ A copy of the International Application as filed [35 U.S.C. 371(c)(2)] a.
is transmitted herewith (required only if not transmitted by the International Bureau). has been transmitted by the International Bureau. is not required, as the application was filed in the United States Receiving Office (RO/US). A translation of the International Application into English [35 U.S.C. 371(c)(2)]. ☐ Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)] are transmitted herewith (required only if not transmitted by the International Bureau). а. 🗌 have been transmitted by the International Bureau. have not been made; however, the time limit for making such amendments has NOT expired. have not been made and will not be made. A translation of the amendments to the claims under PCT Article 19 [35 U S.C. 371(c)(3)]. An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)]. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)] Items 11 - 16 below concern other document(s) or information included: 11. An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98. 12. An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included ☐ A FIRST preliminary amendment. A SECOND or SUBSEQUENT preliminary amendment ☐ A substitute specification 15 A change of power of attorney and/or address letter.

16. Other items or information:

LLS APPLN NO (IF KNOWN SEE 37 C.F.R. 1.50) 09/889,592		INTERNATIONAL APPLICATION NO. PCT/EP00/00877		ATTORNEY DOCKET NO. 100564-00064		
				DATE: December 18, 2001		
17. The following fees Basic National Fee [3] Search Report has bee International preliminar (37 C.F.R. 1.482) No international prelimi (37 C.F.R. 1.482) but ir [37 C.F.R. 1.445(a)(2)] Neither international pr (37 C.F.R. 1.482) or int [37 C.F.R. 1.445(a)(2)] International preliminar (37 C.F.R. 1.482) and a PCT Article 33(2)-(4)	or C.F.R. 1.492(a)(1) or prepared by the E by examination fee parameter parameter for the company of the compan	CALCULATIONS	PTO USE ONLY			
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Total Claims	- 20 =		X \$ 18.00	\$		
Independent Claims	- 3 =		X \$ 84.00	\$		
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Processing fee of \$130.00 for later the ☐ 20 ☐ 30 months [37 C F.R. 1.492(f)].		\$				
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b. Please charge my A duplicate copy o C. The Commissione Deposit Account N NOTE: Where an appropr	Deposit Account No f this sheet is enclose r is hereby authorize No. 01-2300. iate time limit under	ed to charge any add	ount of \$ to: itional fees which .495 has not bee		any overpayment to	
SEND ALL CORRESPONDENCE TO:						
Arent Fox Kintner Plotkin & Kahn			•	1		
1050 Connecticut Avenue, N.W. Suite 400				, X		
Washington, D.C. 20036-5339						
Tel: (202) 857-6000 Fax: (202) 638-4810 RBM/baw			Robert B. Murray Reg. No. 22,980			

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In	re	app	lica	tion	of:
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FERBY et al.

Atty. Dck. No. 100564-00064

Serial No.: 09/889,592

Filed: February 3, 2000

For: PROTEIN WITH CELL PROLIFERATION AND CELL DIVISION MODULATING ACTIVITY AND

DNA ENCODING SUCH PROTEIN

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Washington, D.C. 20231

Sir:

Date: December 18, 2001

Pursuant to 37 CFR §1.56, the attention of the Patent and Trademark Office is hereby directed to the information item listed on the attached PTO-1449. Unless otherwise indicated herein, one copy of each item is attached. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the item be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

- 1. This Information Disclosure Statement is being filed (a) within three months of the U.S. filing date, OR (b) before the mailing date of a first Office Action on the merits in the present application, OR (c) accompanies a Request for Continued Examination. No certification or fee is required.
- 2. This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.
 - a. I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(1).
 - b. I hereby certify that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(2).

. Application No. 09/889,592

		CFR §1.17(p). Please charge	of \$180.00 in payment of the fee under 37 any fee deficiency or credit any overpayment 00 as needed to ensure consideration of the		
	Allowa the Info amoun charge	This Information Disclosure Statement is being filed more than three months or the U.S. filing date and after the mailing date of a Final Rejection or Notice of pwance, but before payment of the Issue Fee. Applicant(s) hereby petition(s) that Information Disclosure Statement be considered. Attached is our check in the bount of \$180.00 in payment of the petition fee under 37 CFR §1.17(i)(1). Please any fee deficiency or credit any overpayment to Deposit Account No. 01-2300 needed to ensure consideration of the disclosed information.			
		Information Disclosure Statem foreign patent office in a count	ch item of information contained in this ent was first cited in a communication from a terpart foreign application not more than three is Information Disclosure Statement. 37 CFR		
		Disclosure Statement was cite office in a counterpart foreign a reasonable inquiry, was known	item of information in this Information d in a communication from a foreign patent application or, to my knowledge after making a to any individual designated in 37 CFR this prior to the filing of this Information R §1.97(e)(2).		
\boxtimes	4. Examir	An English language version on er's information.	of the foreign search report is attached for the		
		F	Respectfully submitted,		
			Robert B. Murray Registration No. 22,980		

ARENT FOX KINTNER PLOTKIN & KAHN, PLLC 1050 Connecticut Avenue, N.W., Suite 400 Washington, D.C. 20036-5339

Tel: (202) 857-6000 Fax: (202) 638-4810

Customer No. 004372

RBM/baw